THE HONOURABLE SMT JUSTICE T. MEENA KUMARI
AND
THE HONOURABLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION No. 25809 of 2006

ORAL ORDER:
(Per T. Meena Kumari, J)

The Writ Petition is filed by the petitioners against the orders of the learned A.P. Administrative Tribunal, Hyderabad in O.A.No. 2057 of 2006, dated 18.9.2006.

The brief facts of the case are that:

The respondent filed O.A.No. 2057 of 2006 before the learned A.P. Administrative Tribunal, Hyderabad seeking suspension of the operation of the impugned proceedings of 3rd and 4th petitioners dated 28.3.2006 and 3.4.2006 by directing the petitioners to continue the respondent as Secondary Grade Teacher at Govt. Primary School, Rajendranagar, Mahabubnagar Town. The learned tribunal after hearing both the parties has disposed of the O.A. with the following directions:

> "The impugned orders, therefore, liable to be set aside and they are accordingly set aside and the respondents are directed to continue the applicant in the same place from where she was transferred. However, this order does not preclude the authorities to take further action in the matter in accordance with the Rules. The O.A. is disposed of accordingly, CA is closed, VMA stands dismissed"

Heard both sides.

It has been contended by the learned Government Pleader that at the present place, the respondent is working for the last 8 years, without any transfer. Hence, the department has transferred the respondent from the place of Rajendranagar to Primary School, Nagasar, M.P. Dowlthabad, Mahabubnagar District.

Under these circumstances, we find that the respondent is working at the same place for the last 8 years, even the tribunal has quashed the transfer order made after counseling, the department is entitled to consider her case for a fresh transfer, if necessary as per rules.

With the above modifications, the Writ Petition is disposed of. No costs.

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T. MEENA KUMARI, J

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G. CHANDRAIAH, J

12.6.2007

CHV